

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**



In re application of:

Eiju Katsuragi et al.

Application No.: 09/866,226

Filed: May 24, 2001

For: Method and System for Storing  
Duplicate Data

Examiner: Ramy M. Osman

Art Unit: 2157

PETITION TO REVIVE  
UNINTENTIONALLY ABANDONED  
APPLICATION

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants petition to revive the above-identified application under 37 CFR §1.137(b). The application was unintentionally abandoned for failure to timely respond to the Office Action mailed on October 5, 2004.

The entire delay, including the delay from the date of discovery of the abandonment of the application through the date of this Petition, was unintentional.

On February 28, 2005, a response to the October 5 Office action, in fact, was filed in the PTO. However, a typographical error in the application number caused the response to be misfiled in the PTO. The application number in error was U.S. Appl. No. 09/886,226.

On April 12, 2005, the examiner left a voice mail message with Mr. Robert Colwell informing of the abandoned status of the application.

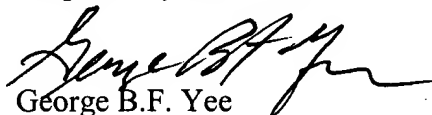
On April 22, 2005, a Notice of Abandonment was mailed, thereby initiating this petition to revive.

Submitted herewith with is a copy of the response to the October 5, 2005 Office action (as Exhibit A).

Application No.: 09/866,226  
Page 2

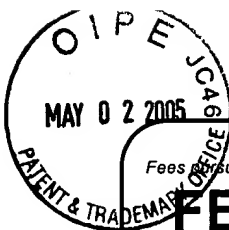
Please deduct the petition fee, pursuant to 37 CFR §1.17(m), of \$1500.00 from the Deposit Account No. 20-1430 of the undersigned. Please charge any additional fees or credit overpayment to the above Deposit Account, see PTO-SB/17 Fee Transmittal submitted in duplicate.

Respectfully submitted,



George B.F. Yee  
Reg. No. 37,478

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Effective on 12/08/2004.  
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL

## For FY 2005

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ ) 1500

**Complete if Known**

Application Number	09/866,226
Filing Date	May 24, 2001
First Named Inventor	Katsuragi, Eiju
Examiner Name	Ramy M. Osman
Art Unit	2157
Attorney Docket No.	16869S-027400US

**METHOD OF PAYMENT** (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_  
☒ Deposit Account Deposit Account Number: 20-1430 Deposit Account Name: Townsend and Townsend and Crew LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038

**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES Small Entity		SEARCH FEES Small Entity		EXAMINATION FEES Small Entity		Fees Paid (\$)
	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES**

Fee Description	Small Entity	
	Fee (\$)	Fee (\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)
_____ - 20 or HP = _____	x _____	= _____				

HP = highest number of total claims paid for, if greater than 20

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
_____ - 3 or HP = _____	x _____	= _____	

HP = highest number of independent claims paid for, if greater than 3

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
_____ - 100 = _____	/ 50 = _____	(round up to a whole number) x _____	= _____	

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other: Petition fee for Unintentionally Abandoned Application

Fees Paid (\$)

1500

**SUBMITTED BY**

Signature		Registration No. (Attorney/Agent)	37,478	Telephone	650-326-2400
Name (Print/Type)	George B. F. Yee			Date	April 29, 2005